

IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	8:10CR240
)	
v.)	
)	
TROY HARDENBROOK,)	ORDER
)	
Defendant.)	
_____)	

This matter is before the Court on plaintiff's motion to set trial date (Filing No. [29](#)), defendant's motion to dismiss (Filing No. [30](#), and the findings and recommendation of the magistrate judge (Filing No. [34](#)). The Court has reviewed the findings and recommendation of the magistrate judge, together with plaintiff's brief in opposition to defendant's motion to dismiss (Filing No. [33](#)), and finds the recommendation of the magistrate judge should be approved and adopted. Accordingly,

IT IS ORDERED:

- 1) Plaintiff's motion to set trial date is denied;
- 2) The findings and recommendation of the magistrate judge are approved and adopted.
- 3) The indictment (Filing No. [1](#)) is dismissed without prejudice.

DATED this 3rd day of January, 2011.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge
United States District Court